

The Honorable John C. Coughenour

UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

MICROSOFT CORPORATION,

Plaintiff,

v.

SICHUAN CHANGHONG ELECTRIC  
COMPANY, LTD.,

Defendant.

CASE NO. C13-02245-JCC

JOINT STIPULATED MOTION AND  
[PROPOSED] ORDER REQUESTING  
FURTHER EXTENSION OF TIME FOR  
DEFENDANT TO RESPOND TO  
COMPLAINT BY 30 DAYS PURSUANT  
TO LCR 7(d)(1)

**NOTE ON MOTION CALENDAR:  
March 21, 2014**

**STIPULATION**

Pursuant to Local Civil Rule 7(d)(1), Plaintiff Microsoft Corporation (“Microsoft”) and Specially Appearing Defendant Sichuan Changhong Electric Company, Ltd. (“Changhong”), by and through their undersigned counsel, stipulate as follows:

WHEREAS, Microsoft initiated this action on December 17, 2013;

WHEREAS, Changhong agreed to waive service of a summons and the complaint in this action;

WHEREAS, upon joint motion of the parties, on February 21, 2014, the Court granted a 30-day extension of time for Changhong to respond to the Complaint;

WHEREAS, Changhong’s current deadline to respond to the Complaint is April 4, 2014;

JOINT STIPULATED MOTION AND [PROPOSED] ORDER  
REQUESTING FURTHER EXTENSION OF TIME FOR  
DEFENDANT TO RESPOND TO COMPLAINT BY 30 DAYS  
PURSUANT TO LCR 7(d)(1) - 1  
CASE NO. C13-02245-JCC

4820-9550-8761.v2

SUMMIT LAW GROUP PLLC  
315 FIFTH AVENUE SOUTH, SUITE 1000  
SEATTLE, WASHINGTON 98104-2682  
Telephone: (206) 676-7000  
Fax: (206) 676-7001

1 WHEREAS, the parties have made progress and are diligently continuing to work on the  
2 negotiation and documentation of a proposed settlement of this matter, with the goal of avoiding  
3 the need for litigation between the parties, and which the parties hope will result in the removal of  
4 this matter from the Court's docket;

5 WHEREAS, by filing this stipulated motion to extend time to respond to the Complaint,  
6 Changhong does not make a general appearance or waive any jurisdictional defenses or objections,  
7 including but not limited to defenses or objections for lack of personal jurisdiction or improper  
8 venue. *See Benny v. Pipes*, 799 F.2d 489, 493 (9th Cir. 1986) (filing motion to extend time to  
9 respond to complaint did not constitute general appearance or waiver of jurisdictional objections);

10 NOW THEREFORE, in light of the fact that the parties are currently engaged in  
11 continuing, extensive, good faith settlement negotiation and documentation efforts, the parties  
12 hereby jointly respectfully request that the deadline for Changhong to respond to the Complaint be  
13 extended by a further thirty (30) days, to and including May 5, 2014.

14 DATED this 21st day of March, 2014.

15 K&L GATES LLP  
16 Attorneys for Plaintiff Microsoft Corporation

SUMMIT LAW GROUP PLLC  
Attorneys for Specially Appearing Defendant  
Sichuan Changhong Electric Company, Ltd.

17  
18 By /s/ David L. Bateman  
David A. Bateman, WSBA #14262  
19 *david.bateman@klgates.com*

By /s/ Philip S. McCune  
By /s/ Denise L. Ashbaugh  
Philip S. McCune, WSBA #21081  
Denise L. Ashbaugh, WSBA #28512  
20 *philm@summitlaw.com*  
21 *denisea@summitlaw.com*

## 22 ORDER

23 Based on the above Stipulation of the parties, IT IS HEREBY ORDERED that  
24 Changhong's deadline to respond to the Complaint shall be extended by thirty (30) days, to and  
25 including May 5, 2014.  
26

1 IT IS SO ORDERED

2 DATED this \_\_\_\_\_ day of \_\_\_\_\_, 2014.

3  
4 THE HONORABLE JOHN C. COUGHENOUR  
5 UNITED STATES DISTRICT JUDGE

6 ***Presented by:***

7 K&L GATES LLP  
8 Attorneys for Plaintiff Microsoft Corporation

SUMMIT LAW GROUP PLLC  
Attorneys for Specially Appearing Defendant  
Sichuan Changhong Electric Company, Ltd.

9  
10 By /s/ David A. Bateman  
David A. Bateman, WSBA #14262  
11 *david.bateman@klgates.com*

By /s/ Philip S. McCune  
By /s/ Denise L. Ashbaugh  
Philip S. McCune, WSBA #21081  
Denise L. Ashbaugh, WSBA #28512  
12 *philm@summitlaw.com*  
13 *denisea@summitlaw.com*